



FLORIDA DEPARTMENT OF Environmental Protection

Ron DeSantis
Governor

Alexis A. Lambert
Secretary

Central District Office
3319 Maguire Blvd., Suite 232
Orlando, Florida 32803

May 2, 2025

In the Matter of an
Application for Permit by:

PERMITTEE:

Mr. James L. Gillis Jr., City Manager
City of South Daytona
1672 S Ridgewood Ave
South Daytona, FL, 32119
lgillis@southdaytona.org

PERMIT NUMBER: 0186939-005-DWC/CM

COUNTY: Volusia

PROJECT NAME: City of South Daytona LS #5

WASTEWATER TREATMENT:

Daytona Beach Westside WRF

FACILITY ID: FL0111392

NOTICE OF PERMIT ISSUANCE

Enclosed is Permit Number 0186939-005-DWC/CM to construct a domestic wastewater collection/transmission system, issued pursuant to Section 403.087(1), Florida Statutes.

NOTICE OF RIGHTS

This action is final and effective unless a petition for an administrative hearing is timely filed under Sections 120.569 and 120.57, F.S., before the deadline for filing a petition. On the filing of a timely and sufficient petition, this action will not be final and effective until further order of the Department. Because the administrative hearing process is designed to formulate final agency action, the hearing process may result in a modification of the agency action or even denial of the application.

Petition for Administrative Hearing

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. Pursuant to Rules 28-106.201 and 28-106.301, F.A.C., a petition for an administrative hearing must contain the following information:

- (a) The name and address of each agency affected and each agency's file or identification number, if known;
- (b) The name, address, any e-mail address, any facsimile number, and telephone number of the petitioner, if the petitioner is not represented by an attorney or a qualified representative; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests will be affected by the agency determination; A statement of when and how the petitioner received notice of the agency decision;
- (c) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (d) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action;

- (e) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and
- (f) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

The petition must be filed (received by the Clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, or via electronic correspondence at Agency_Clerk@dep.state.fl.us. Also, a copy of the petition shall be mailed to the applicant at the address indicated above at the time of filing.

Time Period for Filing a Petition

In accordance with Rule 62-110.106(3), F.A.C., petitions for an administrative hearing by the applicant and persons entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first. You cannot justifiably rely on the finality of this decision unless notice of this decision and the right of substantially affected persons to challenge this decision has been duly published or otherwise provided to all persons substantially affected by the decision. While you are not required to publish notice of this action, you may elect to do so pursuant Rule 62-110.106(10)(a).

The failure to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C. If you do not publish notice of this action, this waiver will not apply to persons who have not received written notice of this action.

Extension of Time

Under Rule 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, or via electronic correspondence at Agency_Clerk@dep.state.fl.us, before the deadline for filing a petition for an administrative hearing. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon.

Mediation

Mediation is not available in this proceeding.

Judicial Review

Once this decision becomes final, any party to this action has the right to seek judicial review pursuant to Section 120.68, F.S., by filing a Notice of Appeal pursuant to Florida Rules of Appellate Procedure 9.110 and 9.190 with the Clerk of the Department in the Office of General Counsel (Station #35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000) and by filing a copy of the Notice of

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Appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice must be filed within 30 days from the date this action is filed with the Clerk of the Department.

EXECUTION AND CLERKING

Executed in Orange County, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION



David J Flores
Environmental Specialist II
Permitting and Waste Cleanup Program

CERTIFICATE OF SERVICE

The undersigned duly designated deputy clerk hereby certifies that this document and all attachments were sent on the filing date below to the following listed persons:

Kevin Lee, P.E., Parker Mynchenberg & Associates, Inc., info@parkermynchenberg.com
Angie Felderman, Project Coordinator, Parker Mynchenberg & Associates, Inc.,
angie@parkermynchenberg.com
Shannon Ponitz, P.E., Utilities Director, City of Daytona Beach, ponitzshannon@codb.us
City of Daytona Beach, sehenukangie@codb.us
FDEP: Lu Burson; Charles LeGros; Reggie Phillips; David Flores

FILING AND ACKNOWLEDGMENT

FILED, on this date, pursuant to Section 120.52, F. S., with the designated Department Clerk, receipt of which is hereby acknowledged.



Clerk

May 2, 2025
Date



FLORIDA DEPARTMENT OF Environmental Protection

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Central District Office
3319 Maguire Blvd., Suite 232
Orlando, Florida 32803

STATE OF FLORIDA DOMESTIC WASTEWATER COLLECTION/TRANSMISSION INDIVIDUAL PERMIT

PERMITTEE:

Mr. James L. Gillis Jr., City Manager
City of South Daytona
1672 S Ridgewood Ave
South Daytona, FL, 32119
lgillis@southdaytona.org

PERMIT NUMBER: 0186939-005-DWC/CM

ISSUANCE DATE: May 2, 2025

EXPIRATION DATE: May 1, 2030

COUNTY: Volusia

PROJECT NAME: City of South Daytona LS #5

WASTEWATER TREATMENT: Daytona Beach
Westside WRF

FACILITY ID: FL0111392

This permit is issued under the provisions of [Chapter 403](#), Florida Statutes (F.S.), and [Chapters 62-4](#) and [62-604](#), Florida Administrative Code (F.A.C.).

The above named permittee is hereby authorized to construct the facilities shown on the application and other documents on file with the Department and made a part hereof and specifically described as follows:

DESCRIPTION OF PROJECT:

Construction of a sewage collection/transmission system serving a lift station replacement, generating no new additional flows.

The sewage collection/transmission system shall consist of: A) one 2,200 GPM submersible triplex lift station, B) 15 linear feet of 20-inch PVC gravity main, C) 40 linear feet of 16-inch DIP force main, and D) associated valves and appurtenances.

LOCATION OF PROJECT:

This project is located at 635 Violet Street in South Daytona, FL, 32119.

IN ACCORDANCE WITH: The limitations, requirements and other conditions set forth in pages 1 through 4 of this permit.

PERMIT CONDITIONS:

1. This permit is subject to the general conditions of [Rule 62-4.160, F.A.C.](#), as applicable. [\[62-4.160\]](#)
2. Upon completion of construction of the collection/transmission system project, and before placing the facilities into operation for any purpose other than testing for leaks or testing equipment operation, the permittee shall submit [Form 62-604.300\(3\)\(b\), Notification of Completion of Construction for a Domestic Wastewater Collection/Transmission System](#). The form shall be submitted electronically by using the Department's Business Portal at <https://www.fldepportal.com/go/> (via "Submit" then "Registration/Notification" and "Submit Notifications to DEP." The submission is "Division of Water Resource Management Domestic/Industrial Wastewater" and the submittal type is "Notification of Completion of Construction for a Domestic Wastewater Collection/Transmission System."). This form is available at the Department's Internet site at: <https://floridadep.gov/water/domestic-wastewater/content/domestic-wastewater-forms>. [\[62-604.700\(2\)\]](#)
3. Permit revisions shall only be made in accordance with [Rule 62-4.050\(4\)\(s\), F.A.C.](#) Request for revisions shall be made to the Department in writing and shall include the appropriate fee. Revisions not covered under Rule 62-4.050(4)(s), F.A.C., shall require a new permit. [\[62-604.600\(8\)\]](#)
4. Abnormal events shall be reported to the Department's Central District Office in accordance with [Rule 62-604.550, F.A.C.](#) For unauthorized spills of wastewater in excess of 1000 gallons per incident, or where information indicates that public health or the environment may be endangered, oral reports shall be provided to the STATE WATCH OFFICE TOLL FREE NUMBER, (800) 320-0519, as soon as practical, but no later than 24 hours from the time the permittee or other designee becomes aware of the circumstances. Unauthorized releases or spills less than 1000 gallons per incident are to be reported orally to the Department's Central District Office within 24 hours from the time the permittee, or other designee becomes aware of the circumstances.

The oral notification shall be followed by a written submission, which shall be provided within five days of the time that the owner/operator becomes aware of the circumstances. The written submission shall contain: a description of the spill, release or abnormal event and its cause; the period and duration of noncompliance including exact dates and times, and if the noncompliance has not been corrected, the anticipated time it is expected to continue; clean-up actions taken and status; steps taken or planned to reduce, eliminate, and prevent recurrence; the type of sanitary sewer overflow structure (e.g., manhole); the discharge location address and latitude/longitude; type of water discharged; discharge volumes and volumes recovered; volume discharged to surface waters and receiving waterbody name; types of human health and environmental impacts of the sanitary sewer overflow (e.g., beach closure); whether the noncompliance was caused by a third party (e.g., contractor); and, whether the sanitary sewer overflow was related to wet weather. The written submission shall be provided electronically. Electronic submission is available using the [Department's Business Portal](#) at <https://www.fldepportal.com/go/> (via "Submit" followed by "Report" or "Registration/Notification").

In accordance with Section 403.077, F.S., unauthorized releases or spills reportable to the State Watch Office shall also require a public notice of pollution report. Reporting may be made or by reporting electronically using the [Department's Business Portal](#) at <https://www.fldepportal.com/go/> (via "Submit" followed by "Report" or "Registration/Notification") and selecting the option to also

submit the public notice of pollution report, or reporting may be made to the [Department's Public Notice of Pollution](https://floridadep.gov/pollutionnotice) web page at <https://floridadep.gov/pollutionnotice>. [[62-604.550](#)]

ADDITIONAL INFORMATION:

Once a collection/transmission system is cleared for operation, the provisions below shall be met by the owner/operator of the system in accordance with [Rule 62-604.500, F.A.C.](#)

1. All collection/transmission systems shall be operated and maintained to provide uninterrupted service. All pump stations shall be operated and maintained to provide the emergency pumping capability requirements in paragraph 62-604.400(2)(a), F.A.C., the lightning and transient voltage surge protections in paragraph 62-604.400(2)(b), F.A.C., and the design and signage requirements in paragraph 62-604.400(2)(d), F.A.C. Also, all equipment, pipes, manholes, pump stations, and other appurtenances necessary for the collection/transmission of domestic wastewater, including equipment provided pursuant to subsection 62-604.400(2), F.A.C., shall be maintained to function as intended. [[62-604.500\(2\) and \(3\)](#)]
2. The owner/operator of a collection/transmission system shall evaluate and update the emergency response plan portion of the operation and maintenance manual annually. The emergency response plan shall assess system security including cybersecurity; water quality monitoring for sanitary sewer overflows affecting surface waters; and, hurricane and severe storm preparedness and response. [[62-604.500\(4\)](#)]
3. Collection/transmission systems shall be maintained to minimize excessive infiltration and inflow into the collection/transmission system, as well as excessive leakage from the collection/transmission system. The owner/operator of a collection/transmission system shall take corrective actions when infiltration, inflow, or leakage is excessive. Infiltration and inflow are considered excessive if one or both cause or contribute to sanitary sewer overflows. Leakage, or exfiltration, is considered excessive if it causes or contributes to a violation of surface water quality standards or ground water quality standards. [[62-604.500\(5\)](#)]
4. All collection/transmission systems shall be operated and maintained to prevent sanitary sewer overflows. Owners/operators shall evaluate the cause of all sanitary sewer overflows and evaluate potential corrective measures to avoid future sanitary sewer overflows. Corrective actions shall be taken by the owner/operator of the collection/transmission system if excessive inflow and infiltration causes or contributes to a sanitary sewer overflow. The owner/operator of a satellite collection system shall take corrective actions for a sanitary sewer overflow in the receiving collection system caused by excessive inflow and infiltration in the satellite collection system. [[62-604.500\(6\)](#)]
5. The approved Operation and Maintenance Manual and emergency response plan pursuant to [Rule 62-604.500\(4\), F.A.C.](#), shall be kept available at a site convenient for use by operation and maintenance personnel and for inspection by the Florida Department of Environmental Protection personnel. [[62-604.500\(4\)](#)]

PROJECT NAME: City of South Daytona LS
#5

PERMIT NUMBER: 0186939-005-DWC/CM

Executed in Orange County, Florida

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION

A handwritten signature in cursive script that reads "David J Flores".

David J Flores
Environmental Specialist II
Permitting and Waste Cleanup Program

DATE: May 2, 2025